

BEFORE THE

**Federal Communications Commission**

WASHINGTON, D.C. 20554

In the Matter of	)	
	)	
Federal-State Joint Board on	)	
Universal Service	)	
	)	CC Docket No. 96-45
Petition by	)	
RSA 7 Limited Partnership,	)	
Iowa 8 - Monona Limited	)	
Partnership, and Iowa RSA 10	)	
General Partnership	)	

**REPLY COMMENT OF  
RSA 7 LIMITED PARTNERSHIP,  
IOWA 8 - MONONA LIMITED PARTNERSHIP, AND  
IOWA RSA 10 GENERAL PARTNERSHIP**

RSA 7 Limited Partnership, Iowa 8 - Monona Limited Partnership, and Iowa RSA 10 General Partnership ("Iowa Petitioners"), by and through its counsel, file this brief reply comment in the captioned matter and in response to the Public Notice released by the Commission.<sup>1</sup> The petition in this matter is unopposed and has received support from the authoritative state jurisdiction. The petition should be granted.

The Iowa Petitioners initiated this instant matter with its petition. The Commission issued a Public Notice inviting comment on the Petition. In addition, the National Exchange Carrier Association alerted its members - - many of whom are in Iowa - - of

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<sup>1</sup> The Wireline Competition Bureau Seeks Comment on Petition to Redefine Certain Service Areas of Rural Telephone Companies in the State of Iowa, Public Notice, DA 05-2711 (Wireline Competition Bur. rel. Oct. 14, 2005).

this matter and the public comment period. See Exhibit A, Washington Watch newsletter dated October 17, 2005. In response to the public notice and the specific trade publications directed to the exchange carrier industry, the Commission only received supporting comments; the Iowa Utilities Board filed comments in support of the petition. Thus, the petition remains unopposed.

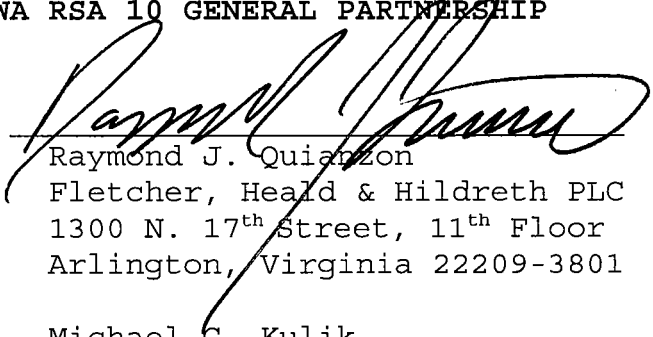
The comments of the Iowa Utilities Board confirm that when the Iowa Petitioners' ETC status was before the State, the Petitioners were also unopposed.

Wherefore, having shown that the petitions of the Iowa Petitioners were unopposed at both the state level and federal level - - indeed, receiving supporting comments at the federal level - - the Iowa Petitioners submit that its petition is well pled and should be approved.

Respectfully submitted,  
RSA 7 LIMITED PARTNERSHIP  
IOWA 8 - MONONA LIMITED PARTNERSHIP  
IOWA RSA 10 GENERAL PARTNERSHIP

Dated: November 14, 2005

By



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EXHIBIT A



A Publication of the NECA D.C. Office  
Washington Watch

Edited by Deborah Long

**October 17, 2005**

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## FCC RELEASES

### E-RATE

[Order](#), **CC Docket No. 96-45, WC Docket Nos. 02-6, 02-60 and 03-109, FCC 05-178**

10/14/2005 - The FCC has temporarily modified certain Universal Service Fund rules in response to Hurricane Katrina:

- For the low-income program, the FCC adopted Lifeline rules to provide households eligible for individual housing assistance under FEMA rules with temporary wireless telecommunications service. The Commission also adopted Link-Up rules to help pay the costs of reconnecting households to the telecommunications network.
- For the rural health care program, the Commission adopted rules to allow rural and non-rural public and nonprofit health care providers, including American Red Cross shelters providing health care services to disaster victims, to apply for support for advanced telecommunications and information services used for telemedicine applications.
- For the E-rate program, the Commission will open a new application window, to allow schools and libraries in the affected area and those serving increased numbers of students and patrons to re-submit their requests for E-rate funds for this year. In addition, the Commission will assign the E-rate program's highest level of priority (i.e., 90 percent) to schools and libraries in the Hurricane Katrina disaster area for Funding Year 2005 and Funding Year 2006.
- The Commission clarified that under the rules for receiving high-cost support, carriers in the disaster area may use high-cost support funds received for high-cost areas in Alabama, Louisiana, and Mississippi to assist in reconstructing facilities damaged by the hurricane.

### CALEA

[Public Notice](#), **OET Docket No. 04-295, DA 05-2712**

10/14/2005 - On September 23, 2005, the Commission released an FNPRM inviting comment on various issues related to the applicability of CALEA to providers of facilities-based broadband Internet access services and providers of interconnected VoIP services. A summary of the FNPRM was published in the Federal Register on October 13, 2005, triggering the cycle for comments and reply comments. **Comments Due: November 14, 2005. Reply Comments Due: December 12, 2005.**

## **SPECIAL ACCESS PRICING FLEXIBILITY**

### **Memorandum Opinion and Order, WC Docket No. 04-246, FCC 05-171**

10/14/2005 - The FCC has waived certain requirements under its price cap rules and regulations to allow Verizon to exercise pricing flexibility for advanced services that rely on packet technology similar to the pricing flexibility that it has for other special access services. Specifically, the waiver grants Verizon Phase I pricing flexibility for these services where it already has qualified for Phase I or II pricing flexibility for other special access services. It further allows Verizon to apply for Phase II pricing flexibility for these packet-based advanced services in the same areas by satisfying the competitive triggers set forth in the FCC's pricing flexibility rules.

## **SERVICE AREA DEFINITION**

### **Public Notice, CC Docket No. 96-45, FCC 05-2711**

10/17/2005 - The FCC seeks comment on a petition filed by RSA 7 Limited Partnership, Iowa 8 – Monona Limited Partnership, and Iowa RSA 10 General Partnership pursuant to section 54.207 of the Federal Communications Commission's rules, requesting the Commission's agreement with the decisions of the Iowa Utilities Board (IUB) specifying the service areas of the RSA 7 Companies. If the Commission does not act on the Petition by January 12, 2006, the definition proposed by the IUB will be deemed approved by the Commission and shall take effect in accordance with state procedures. **Comments are due October 28, 2005. Reply comments are due November 14, 2005.**

## **UNBUNDLED NETWORK ELEMENTS**

### **Public Notice, WC 05-281, DA 05-2709**

10/14/2005 - The FCC is inviting comments on ACS of Anchorage Inc.'s Petition for Forbearance in the Anchorage Alaska local exchange carrier study area. ACS is requesting that the Commission forbear from applying the unbundling obligations of section 251(c)(3) of the Act as they apply to ACS's Anchorage, Alaska local exchange carrier (LEC) study area, and the application of the related section 252(d)(1) pricing standards for unbundled network elements (UNEs), to the extent ACS chooses to continue to offer unbundled access to its network in Anchorage. Alternatively, ACS requests that the Commission grant forbearance with respect to General Communication, Inc. (GCI), ACS's chief competitor in Anchorage. **Comments are due December 13, 2005. Reply Comments are due January 27, 2006.**

## **COURT DOCUMENTS**

### **WIRELINE BROADBAND**

#### **Letter, Brand X Internet Services v. FCC, 02-70518**

10/13/2005 - The FCC's Acting General Counsel sent a letter to the Clerk of the United States Court of Appeals detailing remaining issues regarding the Brand X Internet Services v. FCC case. The FCC indicates that there is no need for further proceedings in the case and asks the court to dismiss or deny any pending petitions for review.

## **FEDERAL REGISTER**

### **BROADBAND REGULATION**

#### **Notice, CC Docket Nos. 02-33, 01-337, 95-20, 98-10, 04-242, FCC 05-150,**

10/17/05 – The Commission has published a notice in the Federal Register establishing a regulatory framework for facilities based broadband Internet access service. The Commission determined that

the broadband transmission component of wireline broadband Internet access service is not a telecommunications service under Title II of the Communications Act. The Order also relieved the Bell Operating Companies of all requirements associated with the Commission's Computer Inquiry Orders with respect to wireline Broadband Internet access service. The Order will become effective on November 16, 2005. To view the Order, see the September 26, 2005 edition of Washington Watch.

## **BROADBAND REGULATION**

### **Notice, WC Docket No. 05271, FCC 05-150**

10/17/05 – The Commission has published a notice in the Federal Register initiating a rulemaking to explore whether regulations it adopted pursuant to its ancillary jurisdiction under Title I of the Communications Act should apply to broadband Internet access, regardless of the underlying technology providers use to offer the service. The Commission is seeking comment on whether any non-economic regulatory requirements are necessary to ensure that consumer protection needs are met by all providers of broadband Internet access service. To view the NPRM, see the September 26, 2005 edition of Washington Watch. **Comments are due January 17, 2006. Reply Comments are due March 1, 2006.**

## **OTHER NEWS**

The Arizona Telecommunications and Information Council (ATIC) will convene the first Arizona Telecom Roundtable on October 25th and 26th in Mesa, Arizona. Representatives from the Federal Communications Commission and of the Arizona Corporation Commission will join Arizona Telecom Leaders to address broadband deployment to rural and underserved Arizona Communities. For more information visit: <http://www.researchedge.com/atic/>

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